

PETITION AND COURT'S  
ORDER TO TAKE TESTIMONY

M. Luther Creager and	:	No. 14,868 Equity
Raymond E. Creager,	:	
partners trading as M. L.	:	
Creager & Son	:	In the Circuit Court
	:	
vs.	:	For Frederick County
Margaret T. Moser, Administratrix	:	
of the Estate of Celia A. Toms,	:	
deceased, Margaret T. Moser, individually,	:	In Equity
and Keller H. Moser, her husband, Olive	:	
R. Hoffman and Charles H. Hoffman, her	:	
husband, Harry Q. Toms and Ruth Toms,	:	
his wife.	:	

TO THE HONORABLE, THE JUDGES OF SAID COURT:

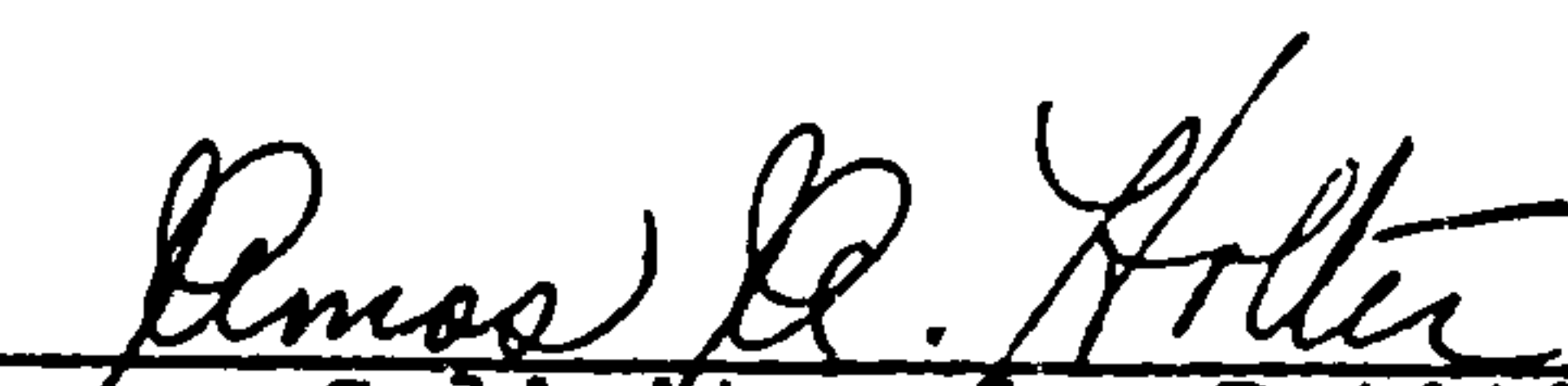
The petition of M. Luther Creager and Raymond E. Creager, partners trading as M. L. Creager & Son, respectfully shows unto your Honors:

1. That in the proceedings in connection with the above entitled cause an Order of Publication was passed, and your Petitioners file herewith as a part hereof Certificate of Publication from "The Post", a newspaper published in Frederick County, Maryland, indicating advertisement of said Order of Publication once a week for four successive weeks prior to the 17th day of June, 1943, which said Order of Publication commanded Harry Q. Toms and Ruth Toms, his wife, residing at Spartansburg, South Carolina, and being non-resident heirs of Celia A. Toms, deceased, to be and appear in said Court in person or by solicitor on or before the 3rd day of July, 1943, to show cause, if any they have, why a decree should not be passed as prayed by the Bill of Complaint.

2. That to date the aforesaid non-resident heirs of Celia A. Toms have failed to appear and have filed no demurrer, answer, or other defense in your Honorable Court in accordance with the rules thereof, nor have shown any cause why the decree as prayed by the Bill of Complaint should not be passed.

WHEREFORE, your Petitioners pray that your Honorable Court may order that the Bill of Complaint be taken pro confesso against the said Defendants, and may further authorize the taking of testimony in support of the allegations thereof.

And as in duty bound, etc.

  
Solicitor for Petitioners